### **BOARD OF COUNTY COMMISSIONERS**

#### AGENDA ITEM SUMMARY

Meeting Date:	May 19, 2004		Division: Growth Management		
Bulk Item:	YesX_	No	Department: _Pl	anning	
AGENDA IT	EM WORDING on contiguous lo	3: Approval for one Rests described as Lots 8, 9	strictive Covenant from 9 & 19, Block 23, Key	n Jose M. & Conchita Vidal to have on Largo Park Amended Plat, Key Largo.	
applicants liste Vidal submitte	ed below provid ed the Restrictiv	ed the applicants' Restree Covenant to Monroe	ictive Covenant is appr County. The applicant	approved an allocation award for the roved by the BOCC. Jose M. & Conchit is receiving one dwelling unit allocation with Ordinance No. 47-1999.	
<b>PREVIOUS</b> 1 1999.	RELEVANT B	OARD ACTION: On	November 11, 1999, t	the BOCC adopted Ordinance No. 047	
CONTRACT	/AGREEMEN	Γ CHANGES: N/A.			
STAFF REC	OMMENDATI	ON: Approval.			
TOTAL CO	ST: X		BUDGET	ED: Yes <u>N/A</u> No	
COST TO C	COUNTY:	N/A	SOURCE	OF FUNDS: N/A	
REVENUE	PRODUCING	G: Yes <u>N/A</u> No	AMOUNT PE	ER MONTH_N/A Year	
APPROVE	DBY: Cour	nty Atty X OMB/	Purchasing N/A	Risk Management N/A	
DIVISION	DIRECTOR A	APPROVAL:	Timothy)	McGarry/AICP	
DOCUMEN	NTATION:	Included 🗶	To Follow	Not Required	
DISPOSITI	ION•		A(	GENDA ITEM # I 9	

# M E M O R A N D U M

TO::

Danny Kolhage, Clerk of the Court

FROM:

Timothy J. McGarry, Growth Management Dire

DATE:

May 19, 2004

RE:

Clarification of Agenda Item

# **Restrictive Covenant**

Permit	Name on	Name on	Legal
Number	Agenda Item	Restrictive Covenant	Description
03-3-4425	Jose M. & Conchita Vidal	Jose M. & Conchita Vidal	Lots 8, 9 & 19, Block 23, Key Largo Park Amended Plat, Key Largo

### LOT AGGREGATION RESTRICTIVE COVENANT

1. Whereas, <u>Jose M. & Conchita Vidal</u>, a married couple, the undersigned are the sole owners of the following described real property located in Monroe County, Florida described as follows:

Lot(s): 8, 9, and 19 Block: 23

Subdivision: Key Largo Park Amended Plat

Key: <u>Largo</u> PB: <u>3-62</u>

Real Estate #(s): 00528290.000000, 00528300.000000, and

00528390.00000; and

- 2. WHEREAS, this Lot Aggregation Restrictive Covenant that restricts the use of the legally described property in order to receive a building permit; and
- 3. **WHEREAS**, the above described parcel(s) was assigned additional points in the Permit Allocation System for building permit #03-3-4425 for the voluntary reduction of density through aggregation of vacant, legally platted, buildable lots.
- 4. NOW, THEREFORE, the undersigned agree as follows:
  - The above described parcel(s) shall have its density reduced from three dwelling units to one dwelling unit in consideration of a building permit to build a single-family residence; and
  - The restrictions herein shall be binding upon the representatives, heirs, assigns and successors in title of the undersigned; it being the intention if the undersigned by execution and recording of this document that this restriction shall run with the land and shall be forever binding upon the successors in title; and
  - This covenant is intended to benefit and run in favor of the County of Monroe; and

Lot Aggregation Restrictive Covenant Page 1 of 2 RE: 00528290.000000, 00528300.000000, and 00528390.000000 In the event of any breach or violation of the covenant contained herein. the said County may enforce the covenant by injunction or such other legal method, as the County deams appropriate.

EXECUTED ON THIS 21 day of 9Pnil OWNER OR OWNERS

(Sig/fature) Jose M. Vidal

WITNESSESS:

gnature) <u>Conchit</u>a

MINICICUCIOTOLO (Signature)

lirella valuerde

Sworn before me this 3/st day of 1

My Commission Expires

This instrument was prepared by:

Lot Aggregation Restrictive Covenant

Jose Vidai

83 Lake Shore Dr.

Key Largo, Fl 33037

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